



REGULAR COUNCIL # 29

Monday, September 9, 2002
Meeting began at 7:30 p.m.

PRESENT: A regular Council meeting was held this evening with the following members present: Mayor Brian Sylvester, Councillors Susan Carter, Donald Deebank, Korey Kennedy, Syd Gardiner, Perry Lalonde, Dean Hollingsworth, Naresh Bhargava, Claude Poirier and André Rivette.

ABSENT: Councillor Denis Carr

ADMINISTRATION: Cecil Vincent, Chief Administrative Officer, Denise Labelle-Gélinas, City Clerk; and the following Management Personnel: David Dick, Dave Fielding, Roger Desjardins, Fernand Hamelin, Stephen Alexander, Susan Cain, Frances Lafave, Enrique Figueredo Kamm, Heather Arthur and Debora Daigle

Mayor Brian Sylvester called the meeting to order at 7:30 p.m.

INVOCATION: Father Rick Hiemstra - Wesleyan Community Church

ADDITIONS / CORRECTIONS / DELETIONS:

Report Communication #6 - Cornwall Ambulance Base on McConnell Avenue - Exterior Repairs

DISCLOSURE OF INTEREST ~ Nil

COMMITTEE OF THE WHOLE

Moved by Councillors André Rivette and Perry Lalonde that Council go into the Committee of the Whole and that all Minutes, Presentation, Delegation, Resolution, Consent/Correspondence, Reports and By-laws 125 to 133, 2002 be referred to that Committee; and that the agenda of the Committee of the Whole for the meeting of September 9, 2002 be approved.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

GENERAL CONSENT

ADOPTION OF MINUTES

The following minutes were presented for adoption. There being no corrections noted, the minutes stand approved.

1. That the Committee of Council Meeting # 20-02 dated August 12th, 2002 be approved and verified correct;
2. That the Regular Council Meeting # 28-02 dated August 12th, 2002 be approved and verified correct;

PRESENTATION

1. **Ms. Linda Geisel - Glen Stor Dun Lodge**

Ms. Geisel provided an overview of the new website recently launched on the Resident Council Outreach Project of the Glen Stor Dun Lodge. The new site has two ports of entry, being www.glenstordunlodge.com and www.mealsonwheelscornwall.com. These sites have three objectives in mind; 1) web site enhancement through the main City of Cornwall site; 2) promotion of "meals on wheels and outreach services"; and 3) establishment of the foundation for end-of-life and palliative care.

DELEGATIONS

BY-LAWS

- 125-2002 A Bylaw to amend Bylaw 087-2001 being a bylaw establishing the Proceedings of the Municipal Council (approved by Council August 12, 2002).
- 126-2002 A Bylaw to further amend Bylaw 116-2002, being a Bylaw to permit The Corporation of The City of Cornwall to register a lien and to provide and subsequently administer municipal funds to the identified home owners under the Renaissance Housing Renovation Program.
- 127-2002 A Bylaw to enter into a subdivision agreement with Golden Estates Limited for Phase 1 of Orsi Community Village Subdivision.
- 128-2002 A Bylaw to authorize the Mayor and Clerk to sign a tenancy agreement with the Public Works and Government Services Canada for the Period of April 1st to March 31st 2004.
- 129-2002 A Bylaw to amend Bylaw 079-2002 which Bylaw sets the due dates for the Final Tax Billing for the Multi-Residential, Commercial and Industrial property classes.
- 130-2002 A Bylaw to establish a date for the calculation of the tax decrease phase-in and to determine a cut-off date or a fixed point-in-time for the frozen assessment listing for the commercial, industrial and multi-residential property classes for the taxation year 2002, and to establish a date on or after which notices may be issued pursuant to the provisions of the *Fairness for Property Taxpayers Act, 1998*.

- 131-2002 A Bylaw to enter into a Lease Renewal Agreement with East Side Community Boxing Club for the Clubhouse at St. Joseph Park.
- 132-2002 A bylaw to enter into an Encroachment Agreement with Cornwall Professional Centre located at 20 Montreal Road.

CONSENT

- A. **Staff Replacement - Fire Prevention Officer** - Separated for Discussion
- B. **Staff Replacement - Probationary Firefighter**
Report PS-Fire #09-2002 That Council authorize the hiring of a Probationary Firefighter. That the selection be made from the existing shortlist as recommended by the Manager, Protective Services under date of August 26, 2002.
- C. **Staff Replacement - Special Events Coordinator**
Report SSS #31-2002 That Council approve the replacement of the Special Events Coordinator for a period of up to March 2005 as recommended by the Manager, Social Support Services under date of August 27, 2002.
- D. **Staff Replacement - Mechanic Class "A"**
Report MWS #27-2002 That Council authorize the replacement of a Mechanic Class "A" and that the selection of a candidate be done through the shortlist created as a result of the most recent interviews in August for a previously approved position as recommended by the Manager, Municipal Works & Services under date of August 27, 2002.
- E. **Staff Replacement - Water Pipefitter I**
Report PW #28-02 That Council approve the replacement of the Water Pipefitter 1 position as recommended by the Manager, Municipal Works and Services under date of August 27, 2002.
- F. **City of Sarnia - Court Security**
That Council endorse The City of Sarnia's request in being part of a group to meet with Province of Ontario representatives to ask for changes in the legislation to reflect the financial responsibility of municipalities within the catchment area of each court house for court security costs in the host municipality.
- G. **Petition - Speed Limit Signs on Glengarry Boulevard** - Separated for Discussion

H. Minister of Citizenship and Immigration

That Council endorse the week of October 14 to 20, 2002, as "Canada's Citizenship Week 2002".

I. The Royal Canadian Legion

That Council approve The Royal Canadian Legion, Branch 297's request to conduct their 2002 Poppy campaign beginning Friday, October 25, 2002 to Sunday, October 27, 2002; inclusive.

J. Petition - Blue Box Recycling - Separated for discussion

K. Terry Fox Run

That Council support Mr. Bob Nicholls' request, Fundraiser to the Canadian Cancer Society for support to the 22nd Annual Terry Fox Run to be held on Sunday September 15, 2002.

L. Staff Replacement - Clerk I - Billing & Collection -

Report FI #044-202 That Council approve the filling of the position of Clerk I - Billing and Collection within the Tax Office of the Financial Services department as recommended by the Manager, Financial Services under date of September 5, 2002.

GENERAL CONSENT MOTION

Moved by Councillors André Rivette and Syd Gardiner that all items listed under the General Consent portion of this agenda be adopted as amended.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

Moved by Councillors André Rivette and Naresh Bhargava that the following resolution be deferred until the next regular meeting of October 15th:

013-2002 Blue Box Collection

Be it resolved that Council re-implement it's actions at budget deliberations and return to weekly blue box collection.

A recorded vote to defer this matter resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, and Mayor Brian Sylvester.

Against: Councillor Dean Hollingsworth

Absent: Councillor Denis Carr

Motion Carried

REPORTS from UNFINISHED BUSINESS

1. St. Michel Avenue Groundwater Investigation - Status Report

Moved by Councillors Perry Lalonde and André Rivette that Council approve the additional funding of \$8,000.00 to undertake geotechnical work to complete the report for the St. Michel Avenue, and that this expenditure be funded from the Working Reserves; and

That a report be presented at the October 15th Council Meeting to discuss the results of the consultant's findings. Report prepared by the Manager, Engineering, Environmental and Construction Services under date of August 29, 2002. Report EEC #29-02

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

2. Update Inter-municipal Billing / Cross Border Billing

Moved by Councillors Claude Poirier and Susan Carter that Council receive report AMB #11-02 prepared by the Manager, Land Ambulance under date of September 9, 2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

3. St. Lawrence Seaway Structural Changes

Moved by Councillors Naresh Bhargava and André Rivette that City staff and the City's Waterfront Committee be asked to monitor the progress of this proposed study, and, if the study proceeds, report to Council as necessary on any significant concerns from the study results or public input phases. Information detailed in report PHS #26-02 prepared by Manager, Planning & Housing Services under date of August 27, 2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

COMMUNICATION / /REPORTS

1. Lease Extension - 111 Water Street East, Cornwall

Moved by Councillors Perry Lalonde and Don Deebank that Council endorse Bylaw 128-2002, authorizing the Mayor and Clerk to sign a Tenancy Agreement with the Public Works and Government Services Canada for the period of April 1st, 2003 to March 31st, 2004. Report prepared and recommended by the Manager, Social Support Services under date of August 19, 2002.
Report SSS #29-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

2. Municipal Department Titles

Moved by Councillors Naresh Bhargava and André Rivette that Council approve the recommendations to Municipal Department Titles and that all future stationary orders incorporate these approved titles. Report prepared and recommended by the City Clerk under date of August 20, 2002.
Report CL #10-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

3. Amendments to Business License Bylaw #111-1998

Moved by Councillors Naresh Bhargava and André Rivette that Council amend the Business Licensing Bylaw as follows:

1. Attendants at Adult Entertainment Clubs be licensed by including "Schedule Requirements for Attendants" and changes to "Adult Entertainment Clubs" in the schedule of the proposed amended bylaw.
2. That current operators of Adult Entertainment Clubs be advised of this proposal after Council has dealt with this report, and be offered the opportunity to comment prior to the actual bylaw being adopted on September 23, 2002.
3. Increase Business License Fees by 5% with an effective date of October 1, 2002, on the schedule of the proposed amended Bylaw.
4. Include minor textual changes highlighted in the housekeeping section of this report and the proposed amending Bylaw.

Report prepared and recommended by the Chief Building Official under date of August 1st, 2002.
Report PHS #17-02.

Councillor Dean Hollingsworth and Don Deebank put forth a motion that amendments to Bylaw 111-1998 be deferred until further study is completed.

A recorded vote on the deferral resulted as follows:

For: Councillors Don Deebank and Dean Hollingsworth.

Against: Councillors Naresh Bhargava, Susan Carter, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Defeated

A recorded vote on the main motion to amend Bylaw 111-1998 resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde and Mayor Brian Sylvester.

Against: Councillors Don Deebank and Dean Hollingsworth

Absent: Councillor Denis Carr

Motion Carried

4. Staff Replacement - Technology Support Specialist

Moved by Councillors André Rivette and Korey Kennedy that Council approve a permanent position of Technology Support Specialist effective October 1st, 2002. Report prepared by the Manager, Social Support Services under date of September 3, 2002. Report SSS #30-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

5. Waterfront Committee Recommendations - Tunnel Option/Bridge Replacement

Moved by Councillors Naresh Bhargava and André Rivette that Council endorse the Waterfront Committee's recommendations as follows:

1. That the *tunnel under canal* option not proceed to the next phase of the environmental assessment.
2. That Council endorse the list of design issues and questions related to the low level option that the consultant should consider in the next phase.
3. That Council endorse the response to the Coast Guard that any low level crossing provides small boat/canoe navigation in the interim.
4. That Council reaffirm that the Waterfront Committee should continue to investigate the future use and the potential of reopening the Canal.

Report prepared by the Manager Planning & Housing Services under date of August 29, 2002.
Report PHS #27-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

6. Cornwall Ambulance Base on McConnell Avenue - Exterior Repairs

Moved by Councillors Perry Lalonde and Korey Kennedy that Council authorize Administration to replace the roof at the ambulance base; and that Administration also purchase/erect an outside covering; and that source funding for these projects be taken from Land Ambulance Reserves. Report prepared by the Heather Arthur, Land Ambulance Division Manager under date of September 9, 2002 AMB #12-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

TENDER and REQUEST FOR PROPOSAL BLOCK

Moved by Councillors André Rivette and Syd Gardiner that the tenders listed within this block be approved as follows:

① Tender No. 02-T48 - Purchase of a Cargo Van - Protective Services

Report #063-2002 . That tender 02-T48 be awarded to Notman Chrysler, Cornwall at the total bid price of \$27,229.56 (net cost to the Corporation \$26,282.49) being the best bid meeting the tender specifications.

② Tender No. 02-T42 - Construction of a Washroom Building - Lamoureux Park

Report #061-2002 - That this tender not be awarded at this time.

A recorded vote to adopt Tender Block as presented resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

ITEMS SEPARATED FOR DISCUSSION

CONSENT

A. Staff Replacement - Fire Prevention Officer

Moved by Councillors André Rivette and Syd Gardiner that Council authorize the hiring of a Fire Prevention Officer; as recommended by the Manager, Protective Services under date of August 26, 2002. Report PS-Fire #08-2002.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

G. Petition - Speed Limit Signs on Glengarry Boulevard

Moved by Councillors André Rivette and Syd Gardiner that Council refer the petition presented on behalf of all residents of Glengarry Boulevard and surrounding areas indicating that the streets from Lochiel and Marleau down to Glengarry Boulevard are being used as a main street up to Second Street which means excessive traffic flow and excess speed of 70 km/h.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde and Mayor Brian Sylvester.

Against: Councillors Dean Hollingsworth and Don Deebank

Absent: Councillor Denis Carr

Motion Carried

J. Petition - Blue Box Recycling

Moved by Councillors André Rivette and Naresh Bhargava that the petition from two hundred and sixty-nine (269) municipal residents requesting that Council revert its decision and return to a weekly Blue Box Collection be referred to Administration for report.

A recorded vote resulted as follows:

For: Councillor Sue Carter

Against: Councillors Naresh Bhargava, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Defeated

NEW BUSINESS

1. HEALTH CARE IN CORNWALL

The following was proposed by Councillor Claude Poirier and André Rivette:

Whereas the Religious Hospitallers of St. Joseph Health Centre (RHSJ) recently announced a plan to advance a positive future for health care in Cornwall on the Hotel Dieu and York Street site; and

Whereas this plan, with its made in Cornwall solution, provides a unique opportunity to provide an acute care facility to be located on the most desirable and favoured location by the community; and

Whereas this plan allow for transformation to a single governance and has room for potential growth in the future;

Now Therefore be it Resolved that the Council of The Corporation of the City of Cornwall communicate to the Government of Ontario our support for the plan being proposed by the RHSJ and our hope that the Minister of Health, the Honourable Tony Clement and his officials will give it a timely consideration, which will permit to resolve the hospital restructuring in our community in a manner that the community can support and afford.

Be it Further Resolved That Cornwall City Council express its gratitude to the Hospitallers of St. Joseph for their generous contribution of the hospital facilities and lands of the present Hotel Dieu;

Be it Further Resolved that upon Ministry approval of the proposal we encourage both the boards of Directors of the Hotel Dieu and the Cornwall General to work at the creations of a new corporation which will be charged with implementing the delivery of acute care in Cornwall and the renaming of that hospital facility.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester

Absent: Councillor Denis Carr

Motion Carried

2. Cornwall Jail

Moved by Councillors Syd Gardiner and Donald Deebank as follows:

Whereas the Cornwall jail is scheduled for closure; and

Whereas the City of Cornwall stands to lose 40 high paying jobs with a disposable income of 2 million dollars; and

Whereas the provincial government is considering a 3 million dollar project for expansion of the provincial courthouse; and

Whereas a new remand center attached to the new expansion of the courthouse would be a perfect fit;

Now Therefore be it Resolved that the City of Cornwall approach the provincial government to include a (new jail) or (remand center) as part of the design of the courthouse expansion.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

3. Association Franco-Municipal of Ontario (A.F.M.O.)

Moved by Councillors Syd Gardiner and Claude Poirier

Whereas the City of Cornwall has a large francophone population; and

Whereas the Villages of Embrun, Casselman and Hawkesbury also have a large francophone population; and

Whereas the above mentioned municipalities belong to A.F.M.O. the francophone municipale organization of Ontario;

Now Therefore be it Resolved that Administration prepare a report on the feasibility of becoming a member of this Association.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

4. Committee - Drinking Water

Moved by Councillors Claude Poirier and Naresh Bhargava

In response to the Walkerton tragedy and the subsequent inquiry which places much responsibility on municipal staff and council to deliver safe drinking water to local residents;

Be it Therefore Resolved that a report be prepared by Administration on the feasibility of creating a special committee of council to work with staff in meeting the responsibilities and regulations flowing from the Walkerton report and any new directives that may be issued by the government of Ontario dealing with drinking water and that this committee report directly to Council.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

5. Cornwall Colts - Si Miller Display Case

Moved by Councillors Korey Kennedy and Claude Poirier:

Whereas, the Si Miller Arena presently does not provide a display case in its entrance to display the buildings major hockey tenant, the Cornwall Colts, team and player awards;

Now Therefore be it Resolved that Cornwall City Council direct administration to report back to Council on the feasibility of erecting a display case for the Cornwall Colts team and player awards at the entrance of the Si Miller Arena.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

BY-LAWS - THIRD AND FINAL READING

Moved by Councillors André Rivette and Perry Lalonde that By-laws 125 to 133 -2002 inclusive listed on the agenda for third reading be taken as read a third time and finally passed.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

NOTICE OF MOTION

Proposed by Councillors Don Deebank and Syd Gardiner

Whereas the 2002 Municipal Works and Services Budget for asphalt paving road repairs has been totally expended; and

Whereas there continues to be asphalt patching and minor repairs required on our roads prior to the winter season;

Now Therefore Be it Resolved that Council authorize the expenditure of a maximum of \$50,000.00 to be used for additional minor repairs and asphalt patching application to municipal roads and that these expenditures be taken from the Tender Savings Reserve.

UNFINISHED BUSINESS LISTING**CONFIRMING BY-LAW**

Moved by Councillors Naresh Bhargava and Syd Gardiner that By-law 133-2002 being a by-law to confirm the proceedings of the Council of the Corporation of the City of Cornwall at its meetings held on Monday, September 9, 2002, having been read a first, second and third time be now taken as read and passed.


A recorded vote resulted as follows:

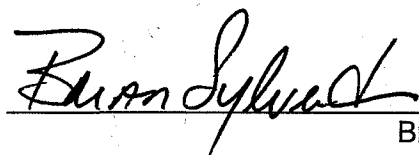
For: Councillors Naresh Bhargava, Susan Carter, Donald Deebank, Korey Kennedy, Claude Poirier, André Rivette, Syd Gardiner, Perry Lalonde, Dean Hollingsworth and Mayor Brian Sylvester.

Absent: Councillor Denis Carr

Motion Carried

ADJOURNMENT: 9:40 p.m.


Denise Labelle-Gélinas
City Clerk


Brian Sylvester
Mayor

